

## Coast Guard, DHS

## § 165.1141

the U.S. Coast Guard, and any U.S. Coast Guard patrol vessel. Upon being hailed by a U.S. Coast Guard vessel by siren, radio, flashing light, or other means, the operator of a vessel shall proceed as directed.

(e) *Waivers.* The Captain of the Port or designated representative may, upon request, waive any regulation in this section.

[CGD11-05-002, 70 FR 70495, November 22, 2005]

### § 165.1131 Security Zone: Wilson Cove, San Clemente Island, California.

(a) *Location.* The following area is a security zone: The water area adjacent to San Clemente Island, California within 1.5 nautical miles (1.73 statute miles, 2.8 kilometers) of the shoreline of San Clemente Island from Wilson Cove North End Light (LLNR 2565) to Spruce Pier, approximately 4.1 nautical miles (4.7 statute miles, 7.65 kilometers) southeast of Wilson Cove North End Light, described as follows:

Starting at a point on the shoreline of San Clemente Island, California, in position 33°01'25.0" N, 118°33'43.0" W, for a place of beginning (point A), thence northeasterly to 33°02'11.0" N, 118°32'13.5" W (point B), thence southeasterly to 32°58'40.5" N, 118°29'15.5" W (point C), thence southwesterly to 32°57'54.0" N, 118°31'17.2" W (point D), thence northwesterly along the shoreline of San Clemente Island to the place of beginning.

(b) *Regulations.* In accordance with the general regulations in § 165.33 of this part, entry into the area of this zone is prohibited unless authorized by the Captain of the Port, San Diego, California. Section 165.33 also contains other general requirements.

[COTP San Diego Reg. 87-04, 52 FR 18230, May 14, 1987. Redesignated by USCG-2001-9286, 66 FR 33642, June 25, 2001]

### § 165.1141 Safety Zone; San Clemente 3 NM Safety Zone, San Clemente Island, CA.

(a) *Location.* The following area is a safety zone: All waters of the Pacific Ocean surrounding San Clemente Island, from surface to bottom, extending from the high tide line on the island seaward 3 NM. The zone consists of the following sections (*see* Figure 1):

#### (1) Section A

Beginning at 33°02.05' N, 118°35.85' W; thence to 33°04.93' N, 118°37.07' W; thence running parallel to the shore at a distance of approximately 3 NM from the high tide line to 33°02.82' N, 118°30.65' W; thence 33°01.29' N, 118°33.88' W; thence along the shoreline returning to 33°02.05' N, 118°35.85' W.

#### (2) Section B

Beginning at 32°57.30' N, 118°30.88' W; thence to 32°59.60' N, 118°28.33' W; thence running parallel to the shore at a distance of approximately 3 NM from the high tide line to 32°55.83' N, 118°24.22' W; thence to 32°53.53' N, 118°26.52' W; thence along the shoreline returning to 32°57.30' N, 118°30.88' W.

#### (3) Section C

Beginning at 32°53.53' N, 118°26.52' W; thence to 32°55.83' N, 118°24.22' W; thence running parallel to the shore at a distance of approximately 3 NM from the high tide line to 32°47.27' N, 118°18.23' W; thence to 32°49.10' N, 118°21.05' W; thence along the shoreline returning to 32°53.53' N, 118°26.52' W.

#### (4) Section D

Beginning at 32°49.10' N, 118°21.05' W; thence to 32°47.27' N, 118°18.23' W; thence running parallel to the shore at a distance of approximately 3 NM from the high tide line to 32°48.38' N, 118°31.69' W; thence to 32°50.70' N, 118°29.37' W; thence along the shoreline returning to 32°49.10' N, 118°21.05' W.

#### (5) Section E

Beginning at 32°50.70' N, 118°29.37' W; thence to 32°48.05' N, 118°31.68' W; thence running parallel to the shore at a distance of approximately 3 NM from the high tide line to 32°53.62' N, 118°35.93' W; thence to 32°56.13' N, 118°32.95' W; thence along the shoreline returning to 32°50.70' N, 118°29.37' W.

#### (6) Section F

Beginning at 32°56.13' N, 118°32.95' W; thence to 32°53.62' N, 118°35.93' W; thence running parallel to the shore at a distance of approximately 3 NM from the high tide line to 32°59.95' N, 118°39.77' W; thence to 33°01.08' N,

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118°36.33' W; thence along the shoreline returning to 32°56.13' N, 118°32.95' W.

(7) Section G

Beginning at 33°01.08' N, 118°36.333' W; thence to 32°59.95' N, 118°39.77' W; thence running parallel to the shore at a distance of approximately 3 NM from the high tide line to 33°04.93' N, 118°37.07' W; thence to 33°02.05' N, 118°35.85' W; along the shoreline returning to 33°01.08' N, 118°36.33' W.

(8) Wilson Cove

Beginning at 33°01.28' N, 118°33.88' W; thence to 33°02.82' N, 118°30.65' W; thence running parallel to the shore at a distance of approximately 3 NM from the high tide line to 32°59.60' N, 118°28.33' W; thence to 32°57.30' N, 118°30.88' W; thence along the shoreline returning to 33°01.28' N, 118°33.88' W.

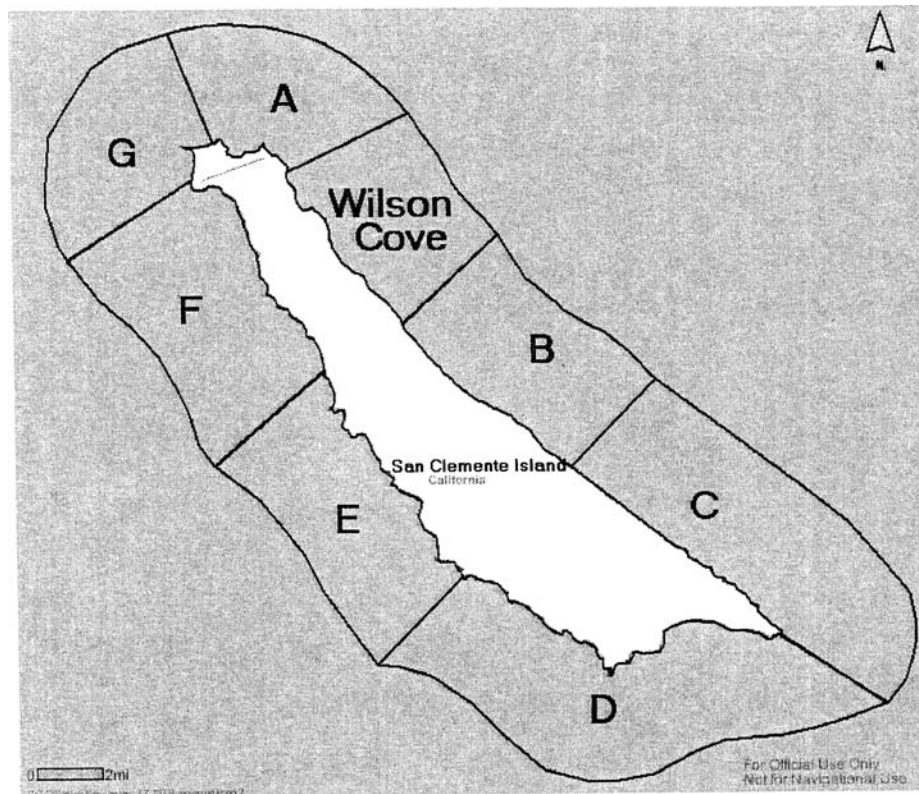


Figure 1. San Clemente Island Safety Zone Configuration

(b) *Definitions.* The following definition applies to this section: designated representative, means any commissioned, warrant, and petty officers of the Coast Guard on board Coast Guard, Coast Guard Auxiliary, and local,

state, and Federal law enforcement vessels who have been authorized to act on the behalf of the Captain of the Port (COTP).

(c) *Enforcement.* (1) This regulation will be enforced at all times in Section

G and the Wilson Cove section of the safety zone described in paragraph (a) of this section. Mariners must obtain permission in accordance with the procedure described in paragraph (d)(2) of this section before entering either of those sections (paragraphs (a)(7) and (8)).

(2) This regulation will be enforced in Sections A through F of the safety zone described in paragraphs (a)(1) through (6) of this section except when the Coast Guard notifies the public that enforcement of the zone in specified sections is temporarily suspended. Mariners need not obtain permission in accordance with the procedure described in paragraph (d)(2) of this section to enter a zone section in which enforcement is temporarily suspended. At all other times, mariners must obtain permission in accordance with the procedure described in paragraph (d)(2) before entering any of those sections.

(3) The COTP will provide notice of suspended enforcement by means appropriate to effect the widest publicity, including broadcast notice to mariners, publication in the local notice to mariners, and posting the schedule of restricted access periods by date, location and duration at <http://www.scisland.org>.

(d) *Regulations.* (1) The general regulations governing safety zones found in 33 CFR 165.23 apply to the safety zone described in paragraph (a) of this section.

(2) Mariners requesting permission to transit through any section of the zone may request authorization to do so from the Fleet Area Control and Surveillance Facility (FACSFAC) San Diego by either calling 619-545-4742 or establishing a VHF bridge to bridge radio connection on Channel 16. Immediately upon completing transit, the vessel operator must promptly notify the FACSFAC of safe passage through the safety zone. Failure to expeditiously notify FACSFAC of passage through the safety zone will result in a determination by the Navy that the vessel is still in the safety zone, thereby restricting the use of the area for naval operations. If the Navy determines that facilitating safe transit through the zone negatively impacts range operations, the Navy will cease

this practice and enforce the safety zones in these two areas without exception.

(3) All persons and vessels must comply with the instructions of the U.S. Navy, Coast Guard Captain of the Port or the designated representative.

(4) Upon being hailed by U.S. Navy or U.S. Coast Guard patrol personnel by siren, radio, flashing light, or other means, the operator of a vessel must proceed as directed.

(5) The U.S. Coast Guard may be assisted in the patrol and enforcement of the safety zone described in paragraph (a) of this section by the U.S. Navy and local law enforcement agencies.

[USCG-2009-0277, 75 FR 28198, May 20, 2010]

**§ 165.1151 Security Zones; liquefied hazardous gas tank vessels, San Pedro Bay, California.**

(a) *Definition.* “Liquefied Hazardous Gas” as used in this section means a liquid containing one or more of the products listed in Table 127.005 of this part that is carried in bulk on board a tank vessel as liquefied petroleum gas, liquefied natural gas, or similar liquefied gas products.

(b) *Location.* The following areas are security zones:

(1) All waters, extending from the surface to the sea floor, within a 500 yard radius around any liquefied hazardous gas (LHG) tank vessel that is anchored at a designated anchorage either inside the Federal breakwaters bounding San Pedro Bay or outside at designated anchorages within three nautical miles of the breakwater;

(2) The shore area and all waters, extending from the surface to the sea floor, within a 500 yard radius around any LHG tank vessel that is moored, or in the process of mooring, at any berth within the Los Angeles or Long Beach port areas inside the Federal breakwaters bounding San Pedro Bay;

(3) All waters, extending from the surface to the sea floor, within 1000 yards ahead and 500 yards on each side and astern of any LHG tank vessel that is underway either on the waters inside the Federal breakwaters bounding San Pedro Bay or on the waters within three nautical miles seaward of the Federal breakwaters.